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POSZ LAW GROUP, PLC
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OFFICE OF PETITIONS

In re Application of :
Natsume et al. :
Application No. 10/690,843 :
Filed: October 23, 2003 :
Title: Distance Calculating Method and System :

ON PETITION

This is a decision on the renewed petition under 37 CFR 1.181 to withdraw the holding of abandonment, filed May 17, 2006.

The petition to withdraw the holding of abandonment is Granted.

This application became abandoned for failure to timely submit the issue and publication fees, as required by the Notice of Allowance and Fee (s) Due which was mailed October 7, 2004. The Notice of Allowance and Fee (s) Due set a three (3) month statutory period for reply. Extensions of time were not available under the provisions of 37 CFR 1.136(a). Accordingly, this application became abandoned on January 8, 2005. A Notice of Abandonment was mailed on February 17, 2005.

Petitioner contends the Notice of Allowance and Notice of Allowability were never received.

Petitioner asserts that the Notice of Allowance and Fee (s) Due mailed on May 17, 2004 was never received. Petitioner states a search of the file jacket and docket records confirms the Notice of Allowance was not received. In support of petitioner's contention, a copy of the docket records has been provided.¹

Accordingly the Office Action was mailed to the incorrect address. The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

This application is being forwarded to Art Unit 3747 for re-mailing of the Notice of Allowance and the Notice of Allowability to the current correspondence address of record. The three month non-extendable time period for reply will be set to run from the mailing date of the new Office Communication.

¹Although "exhibit A" on renewed petition is barely legible, sufficient evidence has been provided.

Telephone inquiries concerning this matter should be directed to the undersigned at
(571) 272-3215.



Charlema R. Grant
Petitions Attorney
Office of Petitions